



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, DC 2023

December 10, 2002

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In re application of:

Robert H. Zimmer DECISION ON PETITION

Serial No.: 09/844,426

Filed: August 7, 2000

For: A PROCESS TO IMPROVE THE ORAL ABSORPTION
OF POLYPEPTIDE DRUG SUBSTANCES AND OTHER
POORLY ORALLY ABSORBED DRUGS

This is a decision on the fax petition received July 1, 2002, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed July 3, 2001. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned September 4, 2001.

On July 1, 2002, the office received a communication from the attorney of record. Enclosed was an acknowledgment that the attorney never received the Notice to File Missing Parts mailed July 3, 2001.

The evidence submitted is sufficient to establish that the petitioners never received the Notice to File Missing Parts mailed on July 3, 2001.

The petition is hereby GRANTED.